

SENATE BILL 2733

By Roberts

AN ACT to amend Chapter 207 of the Private Acts of 1996; as amended and rewritten by Chapter 158 of the Private Acts of 2002; Chapter 72 of the Private Acts of 2008; Chapter 71 of the Private Acts of 2010; Chapter 13 of the Private Acts of 2013; Chapter 82 of the Private Acts of 2014; and any other acts amendatory thereto, relative to the charter of the Town of Greenbrier.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 207 of the Private Acts of 1996; as amended and rewritten by Chapter 158 of the Private Acts of 2002, Chapter 72 of the Private Acts of 2008, Chapter 71 of the Private Acts of 2010, Chapter 13 of the Private Acts of 2013, Chapter 82 of the Private Acts of 2014, and any other acts amendatory thereto, is amended by adding the following as a new section:

Be it further enacted, that the Board may appoint a Town Administrator, who shall be bonded in an amount set by the Board, to serve at the will of the Board. The Town Administrator shall be appointed on the basis of his executive and administrative qualifications. The Town Administrator need not be a resident of the Town at the time of the Town Administrator's appointment but may reside outside the Town while in office only with the approval of the Board. The compensation of the Town Administrator shall be fixed by the Board.

The Town Administrator shall be the Chief Administrative Officer of the Town, responsible to the Board for the administration of all town affairs placed in the Town Administrator's charge by or under this Charter. The Town Administrator shall:

(1) Appoint and, when necessary for the good of the Town, suspend or remove any employee except as otherwise provided by this Charter or by in accordance with the personnel rules adopted by the Board;

(2) Direct and supervise the administration of all departments, offices, and agencies of the Town, except as otherwise provided by this Charter or by law;

(3) Attend all meetings of the Board of Mayor and Aldermen. The Town Administrator shall have the right to take part in discussion but may not vote;

(4) See that all laws, provisions of this Charter, and acts of the Board, subject to enforcement by the Town Administrator or by employees under his direction and supervision, are faithfully executed;

(5) Submit to the Board of Mayor and Aldermen and make available to the public a complete report on the Town's finances and administrative activities of the Town as of the end of each fiscal year;

(6) Make such other reports as the Board may require concerning the operations of Town departments, offices, and agencies subject to the Town Administrator's direction and supervision;

(7) Keep the Board fully advised as to the financial condition and future needs of the Town;

(8) Make such recommendations to the Board concerning the affairs of the Town as may be desirable;

(9) Perform such other duties as are specified in this Charter or may be required by the Board of Mayor and Aldermen. Neither the Board nor any of its members shall in any manner dictate the appointment or removal of any employee or department head whom the Town Administrator or any subordinate of the Town Administrator is empowered to appoint, but the Board and members of the Board may express its views and fully and freely discuss with the Town

Administrator anything pertaining to the appointment and removal of such employees.

The Board or its members shall deal with employees who are subject to the direction and supervision of the Town Administrator solely through the Town Administrator, and neither the Board nor its members shall give orders to any such employee, either publicly or privately. Nothing in the preceding sentence shall preclude a board member from correcting any potentially hazardous act of a town employee that may cause harm to the employee, town equipment, or the town's citizens.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Greenbrier within forty-five (45) days of it becoming law. Its approval or nonapproval shall be proclaimed by the presiding officer of such legislative body and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.